

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

KENT J. RODRIGUEZ, Individually and On Behalf  
of All Others Similarly Situated,

Plaintiff,

v.

DRAFTKINGS INC. f/k/a DIAMOND EAGLE  
ACQUISITION CORP., JASON D. ROBINS,  
JASON K. PARK, JEFF SAGASKY, and ELI  
BAKER,

Defendants.

Case No. 1:21-cv-005739-PAE

CLASS ACTION

MICHIEL TEN HOORN, Individually and On  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

DRAFTKINGS INC. f/k/a DIAMOND EAGLE  
ACQUISITION CORP., JASON D. ROBINS,  
JASON K. PARK, JEFF SAGASKY, and ELI  
BAKER,

Defendants.

Case No. 1:21-cv-06497

**DECLARATION OF VELVEL (DEVIN) FREEDMAN IN SUPPORT OF MOTION FOR  
CONSOLIDATION OF RELATED ACTIONS, APPOINTMENT OF TIM KAINZ AS  
LEAD PLAINTIFF, AND APPROVAL OF SELECTION OF COUNSEL**

I, Velvel (Devin) Freedman, hereby declare as follows:

1. I am a Partner at Roche Freedman LLP (“Roche Freedman”), counsel on behalf of movant Tim Kaintz (“Movant”), and have personal knowledge of the facts set forth herein.

2. I make this declaration in support of Movant’s motion for consolidation of the above-captioned related securities class actions, appointment as Lead Plaintiff, and approval of his selection of Roche Freedman as Lead Counsel for the Class.

3. Attached hereto as the exhibits indicated are copies of the following:

Exhibit A: Shareholder Certification executed by Movant;

Exhibit B: Loss chart of Movant;

Exhibit C: Declaration of Movant;

Exhibit D: Firm resume of Roche Freedman; and

Exhibit E: Press release published over *Globe Newswire*, announcing the pendency of the above-captioned action.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 31<sup>st</sup> day of August, 2021, at Miami, Florida.

/s/ Velvel (Devin) Freedman

Velvel (Devin) Freedman

**CERTIFICATE OF SERVICE**

I hereby certify under penalty of perjury that on August 31, 2021, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to counsel of record.

/s/ Velvel (Devin) Freedman  
Velvel (Devin) Freedman